IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No. 16775 of 2006
Date of decision 23 .10.2006

Chhote Lal .. petitioner

Versus

State of Haryana and others .. Respondents

CORAM: HON'BLE MR. JUSTICE M.M. KUMAR
HON'BLE MR. JUSTICE M.M.S. BEDI

PRESENT: Mr.P.K.Sachdeva, Advocate for the petitioner

M.M.Kumar, J.

The grievance made by the petitioner is that his prayer for regularisation of his service as Upholster has been illegally declined by the impugned order dated 5.4.2006 (Annexure P.9). The afore-mentioned order has been passed in pursuance of the directions issued by this Court in CWP No. 986 of 2005 decided on 18.10.2005.

The relief claimed by the petitioner for regularisation of his services cannot be granted for the simple reason that the initial appointment of the petitioner has not been made by following due principles of law i.e. issuance of an advertisement, consideration of selection and follow up of selection process consistent with the provisions of Articles 14 and 16 (1) of the Constitution. Therefore, we do not find any merit in the writ petition especially in view of the law laid down by a Constitution Bench of the Hon'ble Supreme Court in the case of Secretary State of Karnataka v. Umadevi JT(2006) 4 SCC 420. Dismissed.

(M.M.Kumar)
Judge

(M.M.S.Bedi)
Judge

23.10.2006
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